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3 UNITED STATES DISTRICT COURT  
4 WESTERN DISTRICT OF WASHINGTON  
5 AT TACOMA

6 MICHAEL A. MCGOVERN,

7 Plaintiff,

8 v.

9 MICHAEL J. ASTRUE, Commissioner of  
10 Social Security

11 Defendant.

Case No. 3:11-cv-05148-RBL-KLS

ORDER DENYING PLAINTIFF'S  
MOTION TO CORRECT THE RECORD

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16 This matter comes before the Court on plaintiff's filing of a motion to correct the record.  
17 See ECF #15. In that motion, plaintiff asks the Court to order defendant to file a supplemental  
18 transcript containing six pages plaintiff asserts he previously filed with the ALJ, but which were  
19 not included in the transcript originally filed with the Court. Defendant requests that plaintiff's  
20 motion be denied, arguing the Court lacks the authority to supplement or alter the record in any  
21 way, but instead is limited to determining whether remand is proper based on evidence that is  
22 new and material, is submitted for the first time to the Court, and when good cause exists for not  
23 having submitted that evidence earlier. See ECF #22.

25 The Court finds, however, that it is more appropriate to consider these issues along with  
26 the merits of the claims raised and addressed in the parties' briefing. Plaintiff's motion to correct

1 the record (see ECF #15), therefore, hereby is DENIED. The Clerk is directed to send a copy of  
2 this order to counsel for plaintiff and counsel for defendants.

3 DATED this 24th day of October, 2011.

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7 Karen L. Strombom  
8 United States Magistrate Judge  
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